

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-18580-2020

Date of Decision:-19.08.2020.

Suresh Kumar

.....Petitioner

Versus

State of Haryana

.....Respondent

CORAM: HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Harinder Pal Singh Ishar, Advocate for the petitioner.

Mr. Rajneesh Chadwal, AAG, Haryana.

SANJAY KUMAR, J. (Oral)

The petitioner seeks anticipatory bail in FIR No.208 dated 07.07.2018 on the file of Police Station Bhuna, District Fatehabad, registered under Sections 15 and 27 of the Narcotic Drugs and Psychotropic Substances Act, 1985 (for short, 'the NDPS Act').

The petitioner was not apprehended at the spot and was implicated in the offence on the strength of the statement made by a co-accused. The police claim to have apprehended a 'Canter' vehicle with 4 passengers and the driver and upon verification, 240 kgs. of poppy straw was found in the said vehicle. The claim of the prosecution is that this contraband was purchased from one Durga and was initially transported in the vehicle belonging to one Azad Singh, who brought it in a concealed

manner to village Budha Khera, District Hisar, where it was transferred to

the 'Canter' vehicle. The petitioner is stated to be the driver of the vehicle owned by Azad Singh. Admittedly, no other case has been registered against him, be it under the NDPS Act or any other penal law. Given the nature of the allegation made against the petitioner and his link with this case, this Court is of the opinion that it would suffice if the petitioner joins the investigation at this stage and co-operates with the police.

The petition is accordingly allowed. The petitioner is directed to forthwith join the investigation in FIR No.208 dated 07.07.2018 on the file of Police Station Bhuna, District Fatehabad. In the event of his arrest in connection with the said case, he shall be released on bail upon furnishing a personal bond for a sum of Rs.20,000/- along with 2 sureties for a like sum each to the satisfaction of the Arresting/Investigating Officer. In such an event, he shall also abide by the conditions prescribed in Section 438 (2) Cr.P.C.

(SANJAY KUMAR)
JUDGE

August 19, 2020.
sandeep

Whether speaking/reasoned:-

Yes / No

Whether Reportable:-

Yes / No.